

B) IN THE CLAIMS

1. (Currently Amended) An eye and ear protection apparatus which comprises

an eye protective portion, said eye protective portion comprising a single piece of flexible eye protective material having elastic memory formed within it and further having a frontal portion and peripheral portions integrally formed with and symmetrically disposed to each side of the frontal portion,

an ear protective portion, said ear protective portion comprising a pair of cup-like ear-covering members, and

means for attaching one of the peripheral portions of the eye protective portion directly to one of the ear-covering members of the ear protective portion, [and]

[means for variably adjusting the position of wherein the position of the eye protective portion is variably and rotatably adjustable relative to the ear protective portion, and]

[whereby] wherein the ear protective portion is functionally adapted to cover and protect a user's ears and the eye protective portion is functionally adapted to cover and protect a user's eyes.

2. (Original) The apparatus of claim 1 wherein the eye protective portion comprises an eye protective member configured in a single piece of optically clear material.

3. (Cancelled)

4. (Currently Amended) The apparatus of claim [3] 2 wherein the eye protective portion is comprised of [comprises an eye protective member configured in a single piece of optically clear and resilient material, said material comprising] a polycarbonate resin.

5. The apparatus of claim 4 wherein the eye protective member includes a color tint or a light filtering capacity.

6. (Cancelled)

7. (Cancelled)

8. (Cancelled)

9. (Cancelled)

10. (Cancelled)

11. (Cancelled)

12. (Cancelled)

13. (Currently Amended) A safety device which comprises an eye protective portion, the eye protective portion including a frontal portion and at least one peripheral portion disposed symmetrically to each side of the frontal portion, said peripheral portions being integrally formed with the frontal portion in a unitary eye protective member to provide an unobstructed visual field for the user.

an ear protective portion, the ear protective portion including a pair of opposing ear muff members,

means for attaching the eye protective portion directly to the ear protective portion, and

means for variably and rotatably adjusting the position of the eye protective portion relative to the ear protective portion,
wherein the eye protective portion is the only means for supporting the ear protective portion about a user's head, and
[whereby] wherein the eye protective portion supports the ear protective portion such that the ear protective portion covers and protects a user's ears and the eye protective portion covers and protects the user's eyes while in a "down" position, said eye protective portion further being movable to an "up" position.

14. (Cancelled)
15. (Currently Amended) The safety device of claim [14] 13 wherein the eye protective member includes at least one peripheral portion disposed distally symmetrically to each side of the frontal portion, said distally disposed peripheral portions including a slot defined therewithin, wherein the ear protective portion includes a pair of opposing ear muff members, and wherein the attachment and adjustment means comprises a flanged extension member extending outwardly from each ear muff member, said extension member being receivable within the slot of the distally disposed peripheral portion of the eye protective member and being movable therewithin.
16. (Currently Amended) The safety device of claim [14] 13 wherein the eye protective portion comprises an eye protective member configured in a single piece of visually transparent material.

17. (Currently Amended) The safety device of claim [14] 13 wherein the eye protective portion comprises an eye protective member configured in a single piece of visually transparent and resilient material.

18. (Currently Amended) The safety device of claim [14] 13 wherein the eye protective portion comprises an eye protective member configured in a single piece of visually transparent and resilient material, said material comprising a polycarbonate resin.

19. (Currently Amended) The safety device of claim [14] 13 wherein the eye protective member includes a color tint or a light filtering capacity.

20. (Currently Amended) An eye and ear safety device which comprises a unitary eye protective portion comprised of a single piece of optically clear material having a frontal portion and at least one peripheral portion disposed symmetrically to each side of the frontal portion, said peripheral portions providing an unobstructed visual field for the user, an ear protective portion, means for attaching the eye protective portion directly to the ear protective portion, wherein the eye protective portion is the only means for supporting the ear protective portion about a user's head, and means for variably and rotatably adjusting the position of the eye protective portion relative to the ear protective portion,

[whereby] wherein the eye protective portion supports the ear protective portion such that the ear protective portion covers and protects a

user's ears and the eye protective portion covers and protects the user's eyes.

21. (Original) The eye and ear safety device of claim 20 wherein the eye protective portion is made of a polycarbonate resin material.

22. (Newly Added) The eye and ear safety device of claim 21 wherein the eye protective portion includes a color tint or a light filtering capacity.